

Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0048

EDEN v. DEUBLEIN et al.

Appellate Case Information

Case Filed: 28-Jan-2016

Case Closed:

Dept/Composition

Side 1. JACE FRANK EDEN, Plaintiff/Appellant

(Litigant Group) JACE FRANK EDEN

• Jace Frank Eden

PRO SE

Side 2. GERALDINE A. DEUBLEIN, et al., Defendant/Appellee

(Litigant Group) DEUBLEIN/CYWINSKI

• Geraldine A Deublein

Attorneys for: Defendants/Appellees

Nicholas D Patton, Esq. (AZ Bar No. 29742)

• Tiffany Cywinski

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
NAV S0900CV201500304	Declaratory Judgment, Permanent Injunction, Quiet Title and Just Compensation		Ralph E Hatch, Authoring Judge of Order		

OPEN DUE DATE

Answering Brief due

Due By:

Friday, February 3, 2017

(vacated per order filed 11/28/2016)-cdc

[2 extensions]

(reinstated per order filed 01/03/2017)-cdc

Re: FILED: Amended Appellant's Opening Brief (Appellant Pro Per)

34 PROCEEDING ENTRIES

- 28-Jan-2016 ORDERED: dismissing Special Action 1 CA-SA 15-0317. FURTHER ORDERED: Directing clerk of Court to open a civil appeal and transfer documents previously filed in 1 CA-SA-15-0317 to civil case number 1 CA-CV-16-0048. Hon Diane M Johnsen - Author
- 28-Jan-2016 FILED: Motion for Leave to Appeal Court Orders in CV2015-00304 (Appellant Pro Per)
- 28-Jan-2016 ORDERED: directing any person objecting to appellant's "Motion for Leave to Appeal Court Orders in CV2015-00304" to file response in this appeal on/before 2/08/2016. FURTHER ORDERED: directing clerk of Navajo County Superior Court to send copy of record in CV2015-00304. Hon Patricia A Orozco - Author
- 28-Jan-2016 FILED: Index of Record, Notice of Appeal from Navajo County Superior Court filed 12/21/15
- 28-Jan-2016 FILED: e-Record on Appeal: Instruments/Minute Entries
- 28-Jan-2016 FILED: Motion for Leave to File A Response to Defendants Motion to Declare Jace Eden and Addie and Walter Bethoon Vexatious Litigants (Appellant Pro Per)
- 29-Jan-2016 RECEIPT No.: 2016-00110 ; \$140.00, Authorization: #28018148486, Applied to: GERALDINE A. DEUBLEIN, et al. - Class B Filing Fee (\$140.00) Paid for: Brown & Brown Law Offices PC - By Integrated Resource Systems IN [fee submitted under 1 CA-SA 15-0317]
- 4-Feb-2016 FILED: Response to Respondents Notice of Petitioner's Failure to Serve Complete Petition for Special Action on Clerk Romo (Appellant Pro Per)
- 8-Feb-2016 FILED: Motion for Substitution of Counsel; Certificate of Service (Appellee Deublein)
- 8-Feb-2016 FILED: Response to Motion for Leave to Appeal Court Orders in CV2015-00304; Certificate of Service; Exhibit A. (Appellee Deublein)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 16-0048****EDEN v. DEUBLEIN et al.****34 PROCEEDING ENTRIES**

11. 10-Feb-2016 ORDERED: Motion for Substitution of Counsel; (Appellee Deublein) = GRANTED/substituting Nicholas D Patton of Moore Law Firm, PLLC, as attorney for appellee Geraldine Deublein in place of Douglas E Brown of Brown & Brown Law Offices, PC. Barbara Vidal Vaught ProTem Judge - Author
12. 17-Feb-2016 ORDERED: Motion for Leave to Appeal Court Orders in CV2015-00304 (Appellant Pro Per) = GRANTED/directing Navajo County Superior Court Clerk's Office to accept Eden's notice of appeal filed in CV2015-00304. FURTHER ORDERED: Motion for Leave to File A Response to Defendants Motion to Declare Jace Eden and Addie and Walter Bethoon Vexatious Litigants (Appellant Pro Per) = DENIED. FURTHER ORDERED: denying appellee Deublein's request for award of attorneys' fees and costs. FURTHER ORDERED: directing clerk of this court to send copy of this order to clerk of Navajo County Superior Court. Hon Patricia A Orozco - Author
13. 23-Feb-2016 FILED: Notice to Parties Re: Appellant's Case Management Statement and Brief Due/Appellee Cywinski Fee Due
14. 29-Feb-2016 FILED: Reply: to Appellees' Response to Motion for Leave to Appeal Court Orders in CV2015-00304 (Appellant Pro Per)
15. 4-Mar-2016 FILED: Letter, 2/25/16, from Appellant to Court requesting copy of docket; verifying address
16. 9-Mar-2016 FILED: Letter, 3/9/16, from Court to Appellant, enclosing copy of docket
17. 16-Mar-2016 FILED: Case Management Statement (Appellant Pro Per)
18. 21-Apr-2016 FILED: Appellants (sic) Opening Brief (Appellant Pro Per) (STRICKEN per order filed 08/05/2016)
19. 26-Apr-2016 FILED: Letter, 4/21/16, to COA1 from Appellant w/ change of address (Appellant Pro Per)
20. 13-May-2016 FILED: Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee Deublein)
21. 16-May-2016 ORDERED: Motion for Extension of Time to File Answering Brief (Appellee Deublein) = GRANTED. Due date EXTENDED from Monday, 06-06-2016 to Wednesday, 07-06-2016 for all answering briefs. Melina Brill ProTem Judge - Author
22. 6-Jul-2016 FILED: Motion for Substitution of Counsel-Cywinski; Certificate of Service (Appellee)
23. 6-Jul-2016 FILED: Motion to Dismiss - Cywinski; Certificate of Service (Appellee)
24. 6-Jul-2016 FILED: Motion for Extension of Time; Certificate of Service (Appellee)
25. 7-Jul-2016 ORDERED: Motion for Extension of Time (Appellee) = GRANTED/Vacating answering brief due date pending ruling on motion to dismiss. Melina Brill ProTem Judge - Author
26. 15-Jul-2016 FILED: Response to the Defendants Motion to Dismiss (Appellant Pro Per)
27. 5-Aug-2016 ORDERED: Motion for Substitution of Counsel (Appellee) = GRANTED/substituting Nicholas D Patton of Moore Law Firm, PLLC, as attorney for appellee Tiffany Cywinski in place of David Joseph Martin. FURTHER ORDERED: denying the motion to dismiss. FURTHER ORDERED: dismissing appeal as to merits of underlying action. FURTHER ORDERED: striking opening brief filed 04/21/2016, amended opening brief due 09/07/2016, limited to issue of declaring appellant a vexatious litigant. Hon Andrew W Gould - Author
28. 7-Sep-2016 FILED: Amended Appellant's Opening Brief (Appellant Pro Per)
29. 20-Oct-2016 FILED: Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
30. 20-Oct-2016 ORDERED: Motion for Extension of Time to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 10-24-2016 to Wednesday, 11-23-2016. Melina Brill ProTem Judge - Author
31. 23-Nov-2016 FILED: Motion for Stay of Appeal and Motion for Extension to File Answering Brief; Certificate of Service (Appellee)
32. 28-Nov-2016 ORDERED: Motion for Stay of Appeal and MOTION FOR EXTENSION TO FILE ANSWERING BRIEF (Appellee) = GRANTED in part/vacating 11/23/2016 due date for answering brief. The order ruling on pending Motion for Stay of Appeal will set a due date for filing the answering brief. Melina Brill ProTem Judge - Author
33. 5-Dec-2016 FILED: Response to Appellees Motion for Stay of Appeal and Motion for Extension to File Answering Brief (Appellant Pro Per)
34. 3-Jan-2017 ORDERED: Motion for Stay of Appeal and Motion for Extension to File Answering Brief (Appellee) = DENIED. FURTHER ORDERED: answering brief due 02/03/2017. Hon Lawrence F Winthrop - Author